

Jul-31-12 10:50am From-ANSELL GRIMM & AARON 732-922-2456

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JUL 31 2012

DOUGLAS E. APPERT  
U.S. MAGISTRATE JUDGE

UNITED STATES OF AMERICA

: Hon. Douglas E. Appert

v.

: Mag. No. 11-2525 (DEA)

DAVID WAX and

: ORDER FOR CONTINUANCE

JUDY WAX

This matter having come before the Court on the joint application of Paul J. Fishman, United States Attorney for the District of New Jersey (R. Joseph Gribko, Assistant U.S. Attorney, appearing), and defendants David Wax and Judy Wax (Mitchell J. Ansell, Esq. and Steven Secare, Esq., appearing), for an order granting a continuance of the proceedings in the above-captioned matter, and the defendants and their counsel being aware that an Information or Indictment ordinarily must be filed within thirty (30) days of defendant's initial appearance on this charge, pursuant to Title 18, United States Code, Section 3161(b); and, pursuant to Title 18, United States Code, Section 3161(b) (7) (A), the United States and the defendants having requested this sixth continuance so that the parties can negotiate plea agreements and thereby avoid a possible trial; and for good cause shown

IT IS on this 31<sup>st</sup> day of July, 2012.

ORDREING that the time from the date this Order is entered, to and including September 27, 2012, shall be excluded in calculating the time within which an Information or Indictment

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must be filed under the Speedy Trial Act for the following reasons:

1. Both the United States and the defendants desire time to discuss plea negotiations, which would render any grand jury proceedings and any subsequent trial of this matter unnecessary;

2. Pursuant to Title 18, United States Code, Section 3161(h) (7) (A), the ends of justice served by granting the continuance outweigh the best interest of the public and the defendants in a speedy trial.

*Douglas E. Abbott*  
DOUGLAS E. Abbott  
United States Magistrate Judge

*Nelson S.T. Thayer*  
Nelson S.T. Thayer, Mr.  
Attorney In Charge, Trenton Office

*R. Joseph Grinko*  
R. Joseph Grinko  
Assistant United States Attorney

*Mitchell Ansell, Esq.*  
Mitchell Ansell, Esq.  
Counsel for Defendant David Wax

*Steven DeCaro, Esq.*  
Steven DeCaro, Esq.  
Counsel for defendant Judy Wax